

**OFFICIAL FILE**  
**ILLINOIS COMMERCE COMMISSION**

Via Electronic and United States Certified Mail.

**ORIGINAL**

William Bates, Trustee, CRB Trust  
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August 28, 2006

Ms. Elizabeth A. Rolando, Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, Illinois 62701  
(217) 782-7434

Judge John Albers  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, Illinois 62701  
(217) 782-7434  
Email jalbers@icc.illinois.gov

Ref: Docket No. 05-0667.

Dear Judge Albers:

This is my **Final Brief** in the above referenced Docket No. 05-0667.

Notwithstanding the arguments of Mr. Hedin in **RESPONDENT'S FINAL BRIEF** (18 Aug 06) and **RESPONDENT'S MOTION TO STRIKE** (25 Aug 06), we believe that not a single substantive fact as stated in our original complaint has been invalidated. The facts and the evidence continue to fully support our complaint summarized below:

1. OUR PROPERTY RIGHTS WERE VIOLATED WHEN AMERENIP AND ITS CONTRACTOR ENTERED OUR PROPERTY, WITH THE INTENTION OF ENGAGING IN VEGETATION REMOVAL ACTIVITIES, WITHOUT FIRST GIVING US PROPER NOTICE.
2. AMERENIP AND ITS CONTRACTOR WRONGFULLY INFLICTED DAMAGE TO OUR PROPERTY AND TO THE AREA ENVIRONMENT AND WILDLIFE HABITAT, WHEN THEY CLEAR-CUT ALL VEGETATION TO GROUND LEVEL ON OUR FORESTED LAND LOCATED IN A FLOOD PLAIN.
3. WITHOUT OUR CONSENT, AMERENIP AND ITS CONTRACTOR REMOVED TO GROUND LEVEL AND CAUSED US THE SPECIFIC LOSS OF ALL VEGETATION OF EVERY KIND, INCLUDING TREES, SHRUBS AND BUSHES, LOCATED ON BOTH THE EASEMENT AND NON-EASEMENT PARTS OF OUR PROPERTY.

We assert that the property and environmental abuses listed above are in contravention of the full reach and extent of the **Illinois Public Utilities Act**.

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COMMERCIAL & INDUSTRIAL

In light of all the evidence presented in this case over the past ten months, we sincerely request that the Illinois Commerce Commission find AmerenIP to be in violation of applicable provisions of the Illinois Public Utilities Act and hence fully responsible for losses and damages to our property. We submit that this is the time and the place for the Illinois Commerce Commission to exercise its enforcement mandate.

At this point, we feel that all the relevant evidence has been presented for your review and evaluation. We trust that the Illinois Commerce Commission will deliberate and issue a fair and just ruling.

Very truly yours,

William Bates, Trustee, CRB Trust

A handwritten signature in cursive script, appearing to read "William Bates".

Copy to:

Chief Clerk, Illinois Commerce Commission.

Judge John Albers, Administrative Law Judge.

Elliott Hedin, Brown, Hay & Stevens.